

U.S. Environmental Protection Agency, Region 6
Enforcement Actions Closed or Concluded in the State of Louisiana
2nd Quarter of Fiscal Year 2000
(January 1, 2000 - March 31, 2000)

#	State	Statute	Facility Name	Date Final	Type of Action ¹	Penalty Amount ²	SEP ³
1	LA	RCRA 3005A RCRA 3003	American International Refinery, Inc	02/22/00	CACO	\$62,260	
2	LA	CWA 301	Amite, Town of	03/15/00	AO		
3	LA	CWA 301	Aucoin's Development Sewer Utility	03/27/00	AO		
4	LA	CWA 301	Basile, The Town of	02/11/00	AO		
5	LA	CWA 405	Breaux Bridge, The City of	01/25/00	AO		
6	LA	CWA 311B3	Bridas Energy USA, Inc.	03/31/00	CACO	\$500	
7	LA	RCRA 3010A RCRA 3005A	Callaway Chemicals Co.	03/01/00	CACO	\$10,000	
8	LA	CWA 301	Cheneyville, The Town of	03/15/00	AO		
9	LA	CWA 301	CII Carbon	02/29/00	AO		
10	LA	RCRA 3010A RCRA 3005A	Delta Distributors, Inc.	01/18/00	CACO	\$36,000	
11	LA	CWA 301	Deridder, City of	02/22/00	AO		
12	LA	CWA 405	Eunice, The City of	01/25/00	AO		
13	LA	CWA 301	Exxon Chemical Company	01/20/00	AO		
14	LA	RCRA LUST	Frank's Casing Crew & Rental Tls.	02/10/00	CACO	\$300	
15	LA	EPCRA 313	Georgia Gulf Corporation	03/14/00	CACO	\$84,600	
16	LA	RCRA 3005A	Gulf Coast Analytical Laboratories	02/01/00	CACO	\$11,990	\$14,858
17	LA	CWA 301	Homer The City of	02/29/00	AO		
18	LA	CWA 301	Homer, Town of	03/20/00	CACO	\$7,500	
19	LA	CWA 301	Independence, The Town of	03/28/00	AO		
20	LA	CAA 111 CAA 114	International Paper Company	01/27/00	CACO	\$3,000	
21	LA	CWA 301	Kenner, City of (Plant No. 1)	02/29/00	AO		
22	LA	CWA 301	Kenner, City of (Plant No. 2)	02/29/00	AO		
23	LA	CWA 301	Kenner, City of (Plant No. 3)	02/29/00	AO		
24	LA	CWA 311	Koch Industries, Inc.*	03/07/00	CJ	\$15,000,000	\$2,500,000
25	LA	CWA 311B3	Louisiana Tank, Inc.	01/14/00	CACO	\$500	

26	LA	CWA 301	Merryville, The Town of	03/15/00	AO		
27	LA	CWA 311B3	Placid Refining Company	01/22/00	CACO	\$500	
28	LA	CWA 301	Rayville, Town of	02/22/00	AO		
29	LA	CWA 311	S & S Williams, Inc.	02/03/00	CACO	\$1,600	
30	LA	CWA 301	Simsboro, The Village of	02/22/00	AO		
31	LA	CWA 301	Springhill, The City of	02/29/00	AO		
32	LA	CWA 301	Springhill, The City of	01/25/00	AO		
33	LA	CWA 301	St. Charles Parish (Destrehan WWTP)	02/29/00	AO		
34	LA	CWA 301	St. Charles Parish (Norco WWTP)	02/29/00	AO		
35	LA	CWA 301	St. Charles Parish (Hahnville WWTP)	02/29/00	AO		
36	LA	CWA 405	St. Mary Parish Wards 5 & 8	01/25/00	AO		
37	LA	CWA 301	St. Bernard Parish	01/25/00	AO		
38	LA	CWA 404 CWA 301	Willowridge Estates	02/11/00	CJ	\$640,000	

1. AO = Administrative Order closed after compliance with the requirements of the order; APO = Administrative Penalty Order requiring compliance with environmental regulations and assessing a penalty; CACO = Consent Agreement and Order requiring compliance with environmental regulations and/or assessing a penalty; CJ = Civil Judicial Case with the Department of Justice
2. All penalties are Final
3. SEP = Supplemental Environmental Project

* The case for Koch Industries is a national case. The amounts reflected are the total amounts for all facilities nationally. In Region 6, this case includes facilities in Texas, Louisiana, and Oklahoma.

Narrative Summary:

Koch Judicial Settlement: The case against Koch Industries involved 315 oil spills over several years in Kansas, Oklahoma, Texas and Louisiana. Koch, EPA/DOJ and the State of Texas agreed to a consent decree which became effective on March 7, 2000, that provided for Koch to pay a civil penalty of \$35 million to the plaintiffs, as well as implement several major pipe line system improvement programs for the affected Koch pipe lines. Of the \$35 million penalty, \$15 million was paid to the State of Texas, and \$15 million was paid to the Environmental Protection Agency. In addition, \$2.5 million was to be spent by Koch on environmental projects approved by EPA and another \$2.5 million on projects approved by the State of Texas. There are two environmental projects that must be approved by EPA: a \$1.0 million Pipeline Safety Education project and a \$1.5 million project for Koch to purchase and maintain properties set aside for wetlands or wildlife habitat. Koch will spend another \$2.5 million on four projects in Texas. Under the injunctive relief part of the consent decree, Koch must develop and implement programs that will affect over 2,565 miles of Koch pipelines that address existing pipe line conditions, leak detection and prevention, maintenance and inspections and training for company personnel. All of the injunctive relief programs must meet or exceed sound industry practices.

Willowridge Estates: On February 11, 2000, the Court entered the Consent Decree in United States v. Willowridge Estates, et al., CA No. 99-3489 (E.D. La.). This joint EPA/Corps enforcement action involved permit violations and un-permitted discharges by defendant real estate developers to about 5 acres of jurisdictional wetlands, together with un-permitted discharges to about 40 more acres of wetlands by third parties to whom defendants sold unfilled lots. Under the Consent Decree, defendants agreed to pay \$640,000, donate a conservation easement over approximately 373 acres of very high quality wetlands to a local government, and apply for an after-the-fact permit authorizing the discharges by the defendants and their third party purchasers. This is the largest civil penalty EPA Region 6 has yet recovered for unauthorized discharges of dredged and fill material and the case received significant press coverage throughout Louisiana when the consent decree was lodged. Corps of Engineers staff reports there has

been a noticeable increase in the number of new permit applications since that press coverage.

St. Charles Parish, Louisiana Receives National Pollutant Discharge Elimination System (NPDES) Administrative Orders:

Administrative Order Docket Nos. CWA-6-1205-00, CWA-6-1206-00, and CWA-6-1207-00 were issued to St. Charles Parish, Louisiana on February 29, 2000. The Orders address effluent violations at the Parish's municipal wastewater treatment facilities and contain a revised schedule for compliance. This action is intended to obtain sustained compliance with the Parish's National Pollutant Discharge Elimination System (NPDES) permits and Clean Water Act. This \$41 million regionalization project is scheduled to be complete by August 1, 2000.

CALLAWAY CHEMICAL CO, SHREVEPORT, LA: Complaint and Consent Agreement were simultaneously filed, settling an administrative case against Callaway Chemical. The Order alleged RCRA violations stemming from Callaway Chemical's failure to meet "storage permit" exemptions for 90-day storage and satellite areas, failure to modify Notification of Hazardous Waste Activity, failure to prepare and submit Annual Report, and failure to comply with record keeping requirements. The civil penalty was mitigated, and a penalty of \$10,000 was outlined in the Order, due to unique circumstances surrounding the violations. The violations were observed during a Compliance Evaluation Inspection.